

is that the promises are being kept, and there is more to come.

Mr. WALKER. Mr. Speaker, I thank Representative COLLINS for his comments.

As we continue to talk about some of the things that have been accomplished and also things that we are looking forward to, it is a wonderful opportunity to introduce my friend, Representative JODY HICE from the great State of Georgia, a fellow former pastor who still enjoys those opportunities, I am sure, when you have a few. But tonight I want him to talk about the Free Speech Fairness Act.

Mr. Speaker, I yield to the gentleman from Georgia (Mr. JODY B. HICE).

Mr. JODY B. HICE of Georgia. Mr. Speaker, I thank the gentleman for yielding. It is an honor to be here with you.

I think by this time most people are familiar, at least they have heard about the Johnson amendment. It came about in 1954, when Lyndon Johnson barely won a race for Senate because many people thought he was soft on communism. So one of the first things he did when he got here was, behind closed doors, without any vetting, without any debate, had inserted into the IRS Code a statement that basically says that nonprofits cannot address political issues, or they could potentially lose their tax-exempt status.

That now, for 60 years-plus, has become a target for pastors, for churches, for nonprofits using tax-exempt status as leverage to prevent them from speaking, addressing political issues. It is political correctness at its worst.

When our government becomes the gatekeeper of free speech, then we actually have no free speech at all. And in this process, they also are influencing what religious institutions can and cannot be.

Our Founders believed that our country should not establish a State church. They also believe that government should not dictate the religious practices of its citizens, or abridge the free speech of Houses of worship. That is what is taking place.

As a result of this, my good friend, Whip STEVE SCALISE, and I introduced H.R. 781, the Free Speech Fairness Act, which creates a carve-out for 501(c)(3) organizations to address political discourse as long as it is within the normal course of business with de minimis associated expenses. I am pleased that the President has also been extremely vocal on this issue, but we really need this codified because the unfairness must stop.

I know our time is running short, but I urge our colleagues to support this, and I deeply appreciate the gentleman providing me the opportunity to speak on this Johnson amendment.

Mr. WALKER. I thank Representative HICE and I appreciate his courage in being willing to stand and speak out.

My great friend, Representative GARY PALMER, from the home of the University, Crimson Tide Alabama

football, great to have you here tonight talking about a very important issue, the Agency Accountability Act.

Mr. Speaker, I yield to the gentleman from Alabama (Mr. PALMER), who will close us out this evening.

Mr. PALMER. Mr. Speaker, I thank Congressman WALKER for arranging this Special Order.

Looking ahead, H.R. 850, the Agency Accountability Act, would be a game changer for government run amuck. In 2015, Federal agencies collected over \$530 billion—that is billion dollars—in fees, fines, and other revenue independent of the appropriations process.

Article I, section 9, clause 7 of the Constitution grants Congress the power of the purse. This assigns to Congress the role of final arbiter of the use of public funds. Allowing agencies to have slush funds outside of the normal appropriations process is a recipe for bad acting.

For instance, during the Obama administration, the Department of Justice would send money collected through fees and settlements to political activist groups aligned with the administration policies; many times in contradiction to Congress' will. Nearly 15 percent of the Department of Justice's entire budget is from alternative funding sources, not Congress. However, DOJ isn't a lone wolf.

The Department of Labor has raised over \$1.3 billion from fines and fees and the Environmental Protection Agency collected over \$600 million, just to name a few.

Mr. WALKER. Mr. Speaker, I thank Mr. PALMER and all the Members for coming out this evening and listening to our presentation on the passage of 158 bills.

Mr. Speaker, I yield back the balance of my time.

#### REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 1215, PROTECTING ACCESS TO CARE ACT OF 2017

Mr. BURGESS (during the Special Order of Mr. WALKER) from the Committee on Rules, submitted a privileged report (Rept. No. 115-179) on the resolution (H. Res. 382) providing for consideration of the bill (H.R. 1215) to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system, which was referred to the House Calendar and ordered to be printed.

#### ISSUES OF THE DAY

The SPEAKER pro tempore (Mr. RUTHERFORD). Under the Speaker's announced policy of January 3, 2017, the Chair recognizes the gentleman from Texas (Mr. GOHMERT) for 30 minutes.

Mr. GOHMERT. Mr. Speaker, at this time, I yield to the gentleman from Alabama (Mr. PALMER) to finish his statement.

Mr. PALMER. Mr. Speaker, I thank the gentleman from Texas for yielding and allowing me to complete my remarks on this Special Order organized by Congressman WALKER.

As I was saying, if you recall the 2014 debate over funding for the Department of Homeland Security, the Obama administration made it clear that they would contravene the will of Congress with regard to President Obama's amnesty order and would fund his amnesty program using fines and fees.

The Department of Homeland Security had over \$400 million that the Department could spend outside of what Congress appropriated. It is unacceptable for agencies to ignore the will of Congress by funding programs outside of the typical appropriations process.

The Consumer Financial Protection Bureau gets all of its funding outside of Congress through transfers from the Federal Reserve and from fines imposed on financial institutions. The CFPB does not get one dime appropriated from Congress, meaning they are not subject to congressional oversight. When it comes to the CFPB, Congress has no power of the purse to ensure that that agency is accountable to Congress.

One of the top priorities in the Republican Better Way agenda is our commitment to reclaim our Article I authority. The Agency Accountability Act would direct all fines, fees, and settlements to the Treasury, making them subject to the normal appropriations process. This would end the unconstitutional slush funds that allow programs to operate independently and outside the purview of Congress. Most importantly, it would allow for Congress to fully account for how much money the government actually collects and where that money is coming from. The House should take up the Agency Accountability Act and pass it.

Mr. Speaker, again, I thank the gentleman from Texas for yielding.

Mr. GOHMERT. Mr. Speaker, I just want to thank my friend for pointing out the Consumer Financial Protection Bureau.

One thing about that group, when I was a judge, or assistant DA, if you needed somebody's banking records, then you would have to get sworn evidence—normally in affidavit form—and take it to a judge, and there had to be sufficient detail in the affidavit to establish—again, under oath—that a crime had probably been committed and that the person whose banking records we were seeking had probably committed the crime.

If that could be done, then the judge would sign the warrant. Like my years as a judge handling felony cases, there were some warrants I turned down. There is just not enough particularity here. There is not probable cause that this person committed the crime, or I don't see probable cause that a crime was committed. But, normally, law enforcement was good about making sure that probable cause was there, and the DA office would help them.